

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number		10/816,703
Filing Date		April 2, 2004
First Named Inventor		STEER
Art Unit		2837
Examiner Name		
Attorney Docket Number		M00A259
Total Number of Pages in This Submission	8	

## ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): Power of Attorney and Correspondence Address Indication Form
Remarks  		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Ira Lee Zembrak	Reg. No. 31,147
Signature	<i>Ira Lee Zembrak</i>	
Date	<i>Aug 5, 2004</i>	

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Betty Lee	
Signature	<i>Betty Lee</i>	Date <i>August 5, 2004</i>

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Patent

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: STEER  
S/N: 10/816,703  
Filed: April 2, 2004  
Entitled: Active Noise Cancellation System, Arrangement, and Method  
Atty. Dkt.: M00A259

Group: 2837

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

In response to the Notice to File Missing Parts of Nonprovisional Application (copy enclosed) mailed June 21, 2004, Applicant submits the enclosed Declaration (37 CFR 1.63) for Utility or Design Application Using an Application Data Sheet (37 CFR 1.76). The Commissioner is hereby authorized to charge to Deposit Account No. 02-2865, the \$130.00 fee required under 37 CFR 1.16(e).


The Commissioner is requested to grant any necessary extension of time and is authorized to charge any additional fee, if required, to our Deposit Account No. 02-2865. This request is submitted in triplicate.

Respectfully submitted,

Date:

Aug 5, 2004

The BOC Group, Inc.  
Legal Services - Intellectual Property  
575 Mountain Ave.  
Murray Hill, NJ 07974  
(908) 771-6469

  
Ira Lee Zebrak, Esq.  
Attorney for Applicant(s)  
Reg. No. 31,147

Attachments: Declaration (37 CFR 1.63)  
Notice to File Missing Parts

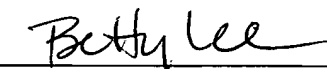
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(Date)

Betty Lee

Typed or printed name of person signing this certificate

  
Signature of person mailing

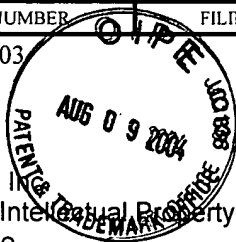


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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/816,703	04/02/2004	Clive Reginald Steer	M00A259

Ira Lee Zebrak  
 The BOC Group, Inc.  
 Legal Services - Intellectual Property  
 575 Mountain Ave.  
 Murray Hill, NJ 07974



CONFIRMATION NO. 1183

## FORMALITIES LETTER



\*OC000000012996721\*

Date Mailed: 06/21/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/10/2004 DTESSEM1 00000006 022865 10816703 FILED UNDER 37 CFR 1.53(b)

01 FC:1051 130.00 DA

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).


- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE